

CUMCD COURT

Docket No. 2018-SW-125

\*\*\*SEALED\*\*\*

Action: Search Warrant

STATE OF MAINE                      VS                      Cellco Partnership dba Verizon Wireless re:  
207-858-5881, 304-445-8670, 207-314-7241, 207-431-8075 and 207-341-3882 (John Williams)

Date of Entry:

**5/31/2018:**

Search Warrant, Affidavit of Detective Jason Andrews in Support of Search Warrant, Inventory Sheet and State's Motion to Impound, granted by Judge Mullen 5/22/18.

STATE OF MAINE

DISTRICT COURT PORTLAND  
DOCKET NO. \_\_\_\_\_

SEARCH WARRANT  
(M.R. CRIM. P. 41)

To: Any officer authorized by law to execute this search warrant. On the basis of the

☒ Affidavit(s) by:

Det. Jason Andrews dated, May 22<sup>nd</sup>, 2018;

which affidavit(s) are attached to the original hereof and made a part thereof to be filed in the District Court;

☐ Evidence given under oath/affirmation by:

dated, \_\_\_\_\_ ;

dated, \_\_\_\_\_ ;

which evidence was recorded on tape no(s) \_\_\_\_\_ to be filed in the District Court;

I am satisfied that there is probable cause to believe that there are grounds for the issuance of a search warrant. You are therefore commanded to search the place(s) and/or person(s) described below for the property and/or person(s) described below and, if the property and/or person(s) is/are found, to seize such property and/or person(s) and prepare a written inventory of the property seized.

**Place(s) or person(s) to be searched:**

**ATTACHMENT A**

**Property to Be Searched**

This warrant applies to information associated with cell phone numbers **207-858-5881, 304-445-8670, 207-314-7241, 207-431-8075, 207-341-3882** that are stored at premises owned, maintained, controlled, or operated by **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, a wireless provider headquartered at **180 Washington Valley Road Bedminster, NJ**.

**Particular Things to be Seized**

**I. Information to be disclosed by CELLCO PARTNERSHIP, DBA  
VERIZON WIRELESS**

To the extent that the information described in Attachment A is within the possession, custody, or control of **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, including any messages, records, files, logs, or information that have been deleted but are still available to **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** or have been preserved pursuant to a request made under 18 U.S.C. §2703(f), **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** is required to disclose the following information to the government for each account or identifier listed in Attachment A:

a. All voice mail, text, and multimedia messages, including message content, stored and presently contained in, or on behalf of the account or identifier between 02/01/2018 and 4/28/2018;

b. All existing printouts from original storage of all of the text messages described above between 02/01/2018 and 4/28/2018;

c. All transactional information of all activity of the telephones and/or voicemail accounts described above, including log files, messaging logs, local and long distance telephone connection records, records of session times and durations, dates and times of connecting, methods of connecting, telephone numbers associated with outgoing and incoming calls, IP addresses used or connected to, cell towers used, and/or locations used between 02/01/2018 and 4/28/2018.

d. All text messaging logs, including date and time of messages, and identification numbers associated with the handsets sending and receiving the message between 02/01/2018 and 4/28/2018;

e. All business records and subscriber information, in any form kept, pertaining to the individual accounts and/or identifiers described above, including subscribers' full names, addresses, shipping addresses, date account was opened, length of service, the types of service utilized, ESN (Electronic Serial Number) or other unique identifier for the wireless device associated with the account, Social Security number, date of birth, telephone numbers, and other identifiers associated with the account between 02/01/2018 and 4/28/2018;

f. Incoming and outgoing telephone numbers, between 02/01/2018 and 4/28/2018.

g. All data about which “cell towers” (i.e., antenna towers covering specific geographic areas) and “sectors” (i.e., faces of the towers), including RTT and 4G LTE reports, received a radio signal from each cellular telephone or device assigned to the account between 02/01/2018 and 4/28/2018.

## **II. Information to be seized by the government**

All information described above in Section I that constitute fruits, evidence and instrumentalities of violations of Maine Criminal Code Title 17-A 201.1.A.

a. Evidence of call or text messages between 02/01/2018 and 4/28/2018 leading to the identity of the caller utilizing a cell phone.

b. Records relating to who created, used, or communicated with the account or identifier, including records about their identities and whereabouts between 02/01/2018 and 4/28/2018. Also, specific access codes and IP addresses used by this phone between 02/01/2018 and 4/28/2018.

☒ **DAYTIME WARRANT ONLY**

This warrant shall be executed between the hours of 7:00 AM and 9:00 PM and shall be returned, together with a written inventory, within 10 days of the issuance hereof, to the

Southern Cumberland Region of the Ninth District of the District Court of Maine.

☐ **EITHER NIGHTTIME OR DAYTIME WARRANT**

For reasonable cause shown in the affidavit(s)/evidence this warrant may be executed in the daytime or in the nighttime (7:00 PM to 7:00 AM) and shall be returned together with a written inventory, within 10 days of issuance, hereof, to the \_\_\_\_\_ Region of the \_\_\_\_\_ District of the District Court of Maine.

☐ **UNANNOUNCED EXECUTION OF SEARCH WARRANT**

For reasonable cause shown, this warrant may be served by an officer without providing notice of the officer's purpose and office.

☐ **NOTIFICATION NOT REQUIRED**

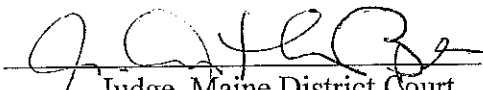
For reasonable cause shown notification will have an adverse result as defined in M.R.S.A. Title 16 §641(1) & §647(1). Therefore the requirement to notify the owner or user of the electronic device as required in M.R.S.A. Title 16 §643 & §649 is waived.

☐ **PRECLUSION OF NOTICE TO OWNER OR USER SUBJECT TO WARRANT FOR LOCATION INFORMATION**

For reasonable cause shown notification will have an adverse result as defined M.R.S.A. Title 16 §641(1) & §647(1). Therefore it is ordered that **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** not notify any other person, including the subscribers or customers of the account(s), of the existence of the warrant.

Issued at Portland in the County of Cumberland

On 5/22/18 @ 12:30 pm  
(Date and Time)

  
\_\_\_\_\_  
Judge, Maine District Court  
  
Justice of the Peace

**CERTIFICATE OF AUTHENTICITY OF**  
**DOMESTIC BUSINESS RECORDS PURSUANT TO**  
**FEDERAL AND MAINE RULES OF EVIDENCE**  
**902(11)**

I, \_\_\_\_\_, attest, under penalties of perjury under the laws of the United States of America pursuant to 28 U.S.C. §1746, that the information contained in this declaration is true and correct. I am employed by **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, and my official title is \_\_\_\_\_. I am a custodian of records for **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**. I state that each of the records attached hereto is the original record or a true duplicate of the original record in the custody of **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, and that I am the custodian of the attached records consisting of \_\_\_\_\_ (pages/CDs/kilobytes). I further state that:

- a. all records attached to this certificate were made at or near the time of the occurrence of the matter set forth, by, or from information transmitted by, a person with knowledge of those matters;
- b. such records were kept in the ordinary course of a regularly conducted business activity of **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**; and
- c. such records were made by **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** as a regular practice.

I further state that this certification is intended to satisfy Rule 902(11) of the Federal and Maine Rules of Evidence.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature



MAINE DISTRICT COURT  
PORTLAND DISTRICT, CUMBERLAND COUNTY, MAINE

IN THE MATTER OF THE SEARCH  
OF INFORMATION ASSOCIATED WITH  
**207-858-5881, 304-445-8670, 207-314-7241,  
207-431-8075, 207-341-3882** THAT IS  
STORED AT PREMISES CONTROLLED BY  
**CELLCO PARTNERSHIP, DBA  
VERIZON WIRELESS**

Case No: 18S032912

**AFFIDAVIT IN SUPPORT OF  
AN APPLICATION FOR A SEARCH WARRANT**

I, Jason Andrews, being first duly sworn, hereby depose and state as follows:

**INTRODUCTION AND AGENT BACKGROUND**

I make this affidavit in support of an application for a search warrant for information associated with certain accounts stored at premises owned, maintained, controlled, or operated by **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, a wireless provider headquartered at **180 Washington Valley Road Bedminster, NJ**. The information to be searched is described in the following paragraphs and in Attachment A. This affidavit is made in support of an application for a search warrant under 18 U.S.C. §2703(a), §2703(b)(1)(A) and §2703(c)(1)(A), along with Maine Revised Statutes Annotated (M.R.S.A) Title 16 Chapter 3 Subchapter 11, to require **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** to disclose to the government records and other information in its possession pertaining to the subscriber or customer associated with the accounts, including the contents of communications. The State of Maine's authority to issue this warrant is under 18 USC §2711(3)(B) along with M.R.S.A. Title 16 §642(1) & §648 and M.R.S.A Title 15 §55 and §56.

I am a Detective with the Maine State Police Major Crimes Unit- Central and the primary investigator assigned to this case. Your Affiant has been a Detective since September 2008 and before that was a Trooper for the Maine State Police for 7 years. Your Affiant has been a Trooper since July of 2001. Experience includes the 18 week Basic law enforcement course of the Maine Criminal Justice academy and a graduate of the Maine State Police Academy. Your Affiant has also investigated numerous serious crimes, including but not limited to: Murder, Aggravated Assault, Sexual Assault, Burglary, Felony Theft, Drug Trafficking, Domestic Violence, Other Death Scenes, Child Pornography, Sexual Exploitation of Minors, and Physical and Sexual Abuse of Children during your affiant's career as a law enforcement officer. Your affiant's involvement has included the preparation and execution of search warrants, the interrogation of suspects, interviewing of witnesses, and the arrest of persons charged with the above listed crimes.

The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents and witnesses. This affidavit is intended to show that there is sufficient probable cause for the requested warrant.

Based on my training and experience and the facts as set forth in this affidavit, there is probable cause to believe that a violation of Maine Criminal Code Title 17-A 201, Murder, has been committed on 4/25/2018 in Norridgewock, Maine.

### **PROBABLE CAUSE**

1. On Tuesday April 24<sup>th</sup>, 2018 at 4:00 PM Somerset County Deputy Corporal Eugene COLE (DOB 10-07-56) was assigned to the nightshift for the Somerset County Sheriff's Office. Cpl. COLE was operating a white marked Chevrolet Silverado pickup truck, bearing County Police plate 1312. Dep. Cpl. COLE was wearing his issued uniform and gun/ utility belt.
2. On Wednesday April 25<sup>th</sup>, 2018 at approximately 1:07 AM Cpl. COLE was talking with Somerset County Deputy Isaac WACOME on his department issued cellular telephone. This cellular phone call was abruptly ended and appeared to have lost service or connection; the two had a nine-minute conversation. Somerset County employment records document that Cpl. COLE'S department issued cellular telephone number to be (207) 858-5881. Employment records and family members indicate that Cpl. COLE'S personal/private cellular telephone number was (207) 431-3612.
3. On Wednesday April 25<sup>th</sup>, 2018 at approximately 1:35 AM, JOHN D. WILLIAMS (DOB 07-11-88) shot and killed Cpl. COLE at 16 Mercer Rd in Norridgewock. The in-car WatchGuard video surveillance system of Cpl. COLE'S marked Somerset County Sheriff patrol vehicle shows that after the murder, JOHN D. WILLIAMS stole Cpl. COLE'S Somerset County Sheriff's white marked Chevrolet Silverado pickup truck and drove around the Norridgewock/ Fairfield area. After stealing Cpl. COLE'S patrol vehicle JOHN D. WILLIAMS drove the pickup truck to the Cumberland Farms store on Main St in Norridgewock. The store is located a short distance from where Cpl. COLE'S body

was discovered. JOHN D. WILLIAMS walked into the store and stole a pack of cigarettes and a bottle of water. The clerk noticed the butt end of a handgun in the male subject's waistband. The clerk observed JOHN D. WILLIAMS leave the Cumberland Farms parking lot in the Somerset County Sheriff's Office pickup truck.

4. On Wednesday April 25<sup>th</sup>, 2018 at 1:45 AM, Somerset County Communications Center issued an attempt to locate Cpl. COLE and his marked Somerset County Sheriff's pickup truck.
5. On Wednesday April 25<sup>th</sup>, 2018 at approximately 5:00 AM, search teams located Cpl. COLE'S marked Somerset County Sheriff pickup truck at 508 Martin Stream Rd in Norridgewock.
6. On Wednesday April 25<sup>th</sup>, 2018 at approximately 7:30 AM, Cpl. COLE'S body was located behind a home at 16 Mercer Rd in Norridgewock. There was an obvious gunshot wound to Cpl. COLE'S head. There was one 9mm Luger casing discovered beside his body. There was one 9mm Luger cartridge discovered beside his body.
7. On Wednesday April 25<sup>th</sup>, 2018, an autopsy was conducted at the Office of the Chief Medical Examiner. Dr. Mark Flomenbaum determined that the cause of death was a perforating gunshot wound of the neck with perforation of the cervical spinal cord.
8. An intensive manhunt began on Wednesday April 25<sup>th</sup>, 2018. Numerous local, county, State, and Federal agencies participated in the search for JOHN D. WILLIAMS (DOB

07-11-88). As a result, numerous individuals were interviewed as part of this exhaustive investigation. Due to the exigency of the situation, cellular telephone communications were requested and obtained from multiple cellular service providers/ carriers. Maine State Police Cell Phone Analysis Team member Det. Christopher COOKSON has sent in letters of preservation for the associated accounts.

9. On Wednesday April 25th, 2018 at 7:05 AM, Maine State Police Major Crimes Unit (MCU) Det. Joshua BIRMINGHAM met with and interviewed CHRISTOPHER "CHRIS" WILLIAMS (DOB 12-23-78). During this interview, CHRIS told Det. BIRMINGHAM that he is not related to JOHN WILLIAMS, but is a friend of JOHN WILLIAMS. CHRIS provided Det. BIRMINGHAM with his cellular telephone number, (207) 314-7241. CHRIS said at approximately 1:15 a.m. (CHRIS WILLIAMS estimate of time) on April 25th he gave JOHN a ride to Indian Ridge apartments in Skowhegan where JOHN got into a vehicle with CHRISTOPHER SHULENSKI. CHRIS said he saw SHULENSKI put a shotgun into the trunk of his small blue car.

10. CHRIS told Det. BIRMINGHAM that he received a cellular call from JOHN WILLIAMS (DOB 07-11-88) during the early morning hours of Wednesday April 25<sup>th</sup>, 2018. CHRIS noted that JOHN WILLIAMS cellular telephone number was (304) 445-8670. CHRIS estimated that he received this call around 1:15 AM. (\*Note- Actual records indicate that this phone call came in at 1:43 AM and lasted a duration of 31 seconds.) During this phone call, JOHN told CHRIS that he had shot Dep. COLE in the head. JOHN requested to meet with CHRIS on the Martin Stream Rd in Norridgewock.

11. CHRIS said that at approximately 1:30 a.m. he received another phone call from JOHN where JOHN stated that he had killed Corporal Gene COLE and stole his police cruiser. (\*Note- Actual records indicate that this phone call came in at 1:44 AM and lasted approximately 10 minutes.) CHRIS explained that JOHN told him Cpl. COLE snuck up on him or JOHN snuck up on Cpl. COLE (he couldn't remember which) and JOHN shot Cpl. COLE.

12. CHRIS also told Det. BIRMINGHAM he could hear a police radio and a ring tone he knew to be Cpl. COLE'S in the background. CHRIS went on to say that JOHN asked him to come get him on the Martin Stream Road in Norridgewock. CHRIS explained to Det. BIRMINGHAM that he eventually found John standing in the road in front of RICKY AUSTIN'S house on the Martin Stream Road and JOHN got into his car. CHRIS said JOHN immediately took out a "crack pipe" and began smoking drugs. CHRIS said JOHN demanded CHRIS' cell phone and car. CHRIS gave JOHN his cell phone [(207) 314-7241], denied him his car and told JOHN to get out of his car. CHRIS told Det. BIRMINGHAM that he continued to drive on the Martin Stream Road where he encountered a Fairfield Police Officer and told him what happened.

13. On Wednesday April 25<sup>th</sup>, 2018 at 8:27 AM, MCU Det. Ryan BROCKWAY and your affiant met with and interviewed BRITTANY ROSEBERRY (DOB 12-11-91) at the Skowhegan Police Department. During this interview, ROSEBERRY stated that she and her boyfriend, CHRISTOPHER SHULENSKI, had received a cellular phone call from JOHN WILLIAMS at approximately 1:00 AM on this date. (\*Note-Actual records indicate that this call came in at 12:51 AM.) ROSEBERRY indicated that both she and

SHULENSKI share a cellular telephone; the number is (207) 314-3882. She described JOHN as a friend and former co-worker of SHULENSKI'S. JOHN WILLIAMS asked to be picked up at the Indian Ridge apartments in Skowhegan.

14. On Wednesday April 25<sup>th</sup>, 2018 at 8:55 AM, Det. BROCKWAY and your affiant met with and interviewed CHRISTOPHER SHULENSKI (DOB 10-13-86) at the Skowhegan Police Department. During this interview, SHULENSKI informed us that he had received a text message from JOHN WILLIAMS earlier in the day on Tuesday April 24<sup>th</sup>, 2018. SHULENSKI explained that he and his girlfriend, BRITTANY ROSEBERRY, share a cellular telephone. He provided the number as (207) 314-3882. SHULENSKI noted that the text from JOHN WILLIAMS came in a large group text message that stated something like "Hey this is my new number JOHN." SHULENSKI indicated that he connected with JOHN at that time and learned that his new cellular telephone number was (304) 445-8670. SHULENSKI estimated that he had received a cellular telephone call from JOHN WILLIAMS at 1:06 AM on Wednesday April 25<sup>th</sup>, 2018. (\*Note-As previously mentioned, actual records indicate that this call came in at 12:51 AM.) He said that JOHN had requested that he be picked up from the Indian Ridge Apartments in Skowhegan. SHULENSKI said that he and his girlfriend, BRITTANY, went and picked up JOHN WILLIAMS at Indian Ridge apartments.

15. SHULENSKI explained that once he and BRITTANY showed up at the Indian Ridge Apartments in Skowhegan it took a long time for JOHN WILLIAMS to appear at their vehicle. SHULENSKI noted that he sent JOHN WILLIAMS a couple of text messages

asking him if he was in the correct location. (\*Note-Actual records indicate that these text messages were sent at 1:07, 1:09, and 1:15 AM respectively.) SHULENSKI stated that he and BRITTANY eventually gave JOHN WILLIAMS a ride to a residence in Norridgewock.

16. On Wednesday April 25<sup>th</sup>, 2018 at approximately 8:19 PM, Maine State Police MCU Det. Sarah FERLAND and Det. BROCKWAY met with and interviewed FELICIA WILLARD (DOB 01-28-88) at the Maine State Police Troop C Barracks in Skowhegan. During this interview, FELICIA provided her and her brother's, RANDY WILLARD, cellular telephone numbers to the detectives as (207) 431-7924 and (207) 431-8075 respectively.

17. FELICIA told the detectives that she was with her brother, RANDY WILLARD, and CHRIS WILLIAMS when CHRIS received a phone call from JOHN WILLIAMS. She estimated that this call came in around midnight on this date. (\*Note- As previously mentioned this call came in at 1:43AM.) FELICIA didn't know what JOHN told CHRIS during the call. CHRIS did say after the call that JOHN had "done something stupid;" "JOHN shot a cop." FELICIA mentioned that CHRIS said he was going to Norridgewock to help JOHN.

18. FELICIA informed the detectives that she was with her brother, RANDY WILLARD, when he received a cellular telephone call from JOHN WILLIAMS. She noted that this call came from CHRIS WILLIAMS' cellular telephone, (207) 314-7241, but she wasn't certain of the time. (\*Note- Actual records indicate that this call came in at 2:28AM.)



FELICIA mentioned that JOHN told RANDY to tell TOM SCOTT that he was "sorry;" "tell TOM I'm sorry."

19. FELICIA told the detectives that she and her brother, RANDY WILLARD, had attempted to text message TOM SCOTT, (207) 399-2558, utilizing her brother's cell phone, (207) 431-8075. She described TOM as a friend of JOHN WILLIAMS and they were trying to pass the communication along. FELICIA also told detectives that they had called and talked to TOM on his cellular telephone during the early morning hours on this date. (\*Note- Actual records indicate that there were text messages sent around 2:30 and 4:00 AM respectively.)

20. On Wednesday April 25<sup>th</sup>, 2018 at approximately 11:19 PM, Maine State Police MCU Det. Mark FERREIRA and your affiant met with and interviewed THOMAS "TOM" SCOTT (DOB 05-04-86) at his grandmother's residence in Monmouth. During this interview, TOM told us that his cellular telephone number is (207) 399-2558. TOM described himself as a good friend of JOHN WILLIAMS and considered JOHN a little brother. He has known him for 15 plus years. TOM stated that he received a cellular telephone call from JOHN around 2:30 AM on this date. (\*Note- Actual records indicate that the call came in at 2:17 AM.) TOM noted that the call had showed up on his cellular as CHRIS WILLIAMS' cellular telephone number, which is (207) 314-7241 and this number is programmed into his cell phone. TOM informed us that he does not get very good cellular reception at his grandmother's home and he was having a difficult time hearing what JOHN was telling him. TOM stated that he called JOHN back on CHRIS WILLIAMS' cellular phone utilizing his grandmother's landline/ home phone. He

provided this number as (207) 993-8191. (\*Note- Actual records indicate that this call came in at 2:20 AM.)

21. During their conversation, TOM described JOHN as very apologetic. TOM stated that JOHN repeatedly told him that he was sorry and that he (JOHN) had screwed up stating "I screwed up big time." TOM indicated that JOHN sounded "panicked" and "freaked out." TOM said that JOHN was "huffing and puffing" and that it sounded as though JOHN was in the woods and running. JOHN told him that it sounded like the dogs were coming. When asked, TOM allowed us to view his cellular telephone. This phone call was not listed, TOM admitted to "possibly" deleting the record of this call on his cell phone.
22. On Wednesday April 25<sup>th</sup>, 2018 at approximately 4:29 PM, Superior Court Justice Bruce MALLONEE signed and authorized arrest warrant was for JOHN D. WILLIAMS DOB 07-11-88 charging him with Murder.
23. On Saturday April 28<sup>th</sup>, 2018 at approximately 12:43 PM, JOHN D. WILLIAMS (DOB 07-11-88) was taken into custody as he exited a remote cabin in the woods off of Rte. 139 (the Norridgewock Rd) in Norridgewock, Somerset County, Maine.
24. On Saturday April 28<sup>th</sup>, 2018 at approximately 1:40 PM, Maine State Police MCU Det. QUINTERO and your affiant met with and interviewed JOHN D. WILLIAMS (DOB 07-11-88) at the Waterville Police Department. JOHN D. WILLIAMS was advised of his

*Miranda* rights. He waived those rights and was willing to speak with investigators about this incident.

25. During this interview, JOHN D. WILLIAMS, told your affiant that he had shot Somerset County Dep. Cpl. EUGENE COLE during the early morning hours of Wednesday April 25<sup>th</sup>, 2018. JOHN WILLIAMS went on to say that he then loaded items into Cpl. COLE'S cruiser and drove away. JOHN WILLIAMS said that he drove to the Cumberland Farms in Norridgewock after he shot Cpl. COLE. He went inside and took cigarettes and water.

26. JOHN WILLIAMS detailed how he had called friends of his after the incident. JOHN WILLIAMS said that he called CHRIS WILLIAMS and asked him to meet on the Martin Stream Rd. During their meeting, JOHN WILLIAMS asked CHRIS WILLIAMS for his cell phone. He told CHRIS that he had shot Cpl. COLE. JOHN WILLIAMS indicated that he also called TOM SCOTT and RANDY WILLARD. He told these friends that he had shot Cpl. COLE.

27. JOHN WILLIAMS also described "ditching" the cruiser behind his buddy's house on the Martin Stream Rd in Norridgewock and eventually fleeing into the woods on the Martin Stream Rd.

28. Det. COOKSON analyzed the records received under the exigent circumstances request. He noted the following originating from (304) 445-8670: (The cellular phone number assigned to JOHN D. WILLIAMS on April 25<sup>th</sup>, 2018.)

- a. 4/25/18:
- 00:51- Outgoing call to 207-341-3882 (Chris Shulenski)
    - 77 seconds in duration
    - The call connected to a Cell Site located in Skowhegan and the antenna has an azimuth of 0 degrees
  - 00:59- Incoming call from 207-341-3882 (Chris Shulenski)
    - 68 seconds in duration
    - The call connected to a Cell Site located in Skowhegan and the antenna has an azimuth of 120 degrees.
  - 01:43 – Outgoing call to 207-314-7241 (Chris Williams).
    - 31 seconds in duration
    - The call connected to a Cell Site located in Norridgewock and the antenna has an azimuth of 200 degrees which is oriented in the direction of the crime scene and Martin Stream Road.
  - 01:44 – Incoming call from 207-314-7241 (Chris Williams).
    - 9.7 minutes in duration
    - The call connected to a Cell site located in Skowhegan and the antenna has an azimuth of 220 degrees which is oriented in the direction of where the truck was located.
  - 01:54 – Incoming call from 207-431-8075 (Randy Willard).
    - 29 seconds in duration
    - The call connected Cell site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.
- b. 4/25/18 Text (SMS) messages
- 01:07- Incoming Text message from 207-341-3882 (Chris Shulenski)
    - “U almost ready?”
  - 01:09- Incoming Text message from 207-341-3882 (Chris Shulenski)
    - “I don’t even no if I’m at the right spot.”
  - 01:15- Incoming Text message from 207-341-3882 (Chris Shuleski)
    - “You go me sitting out here at 1 am bro whats up?”
  - 01:40- Incoming Text message from 207-314-7241 (Chris Williams)
    - “Walk rate out n don’t make sure the people that been taken Care of u r allset”
  - 5:04- Incoming Text message from 207-314-3882 (Chris Shulenski)
    - “You awake”

29. Det. COOKSON further analyzed the records received under the exigent circumstances request. He noted the following originating from (207)-314-7241: (The cellular telephone number assigned to CHRISTOPHER WILLIAMS on April 25<sup>th</sup>, 2018.)

a.4/25/18

02:00 – Outgoing call to 304-445-8670 (John Williams)  
-3 seconds in duration

-The call connected to a Cell Site located in Skowhegan and the antenna has an azimuth of 220 degrees which is oriented in the direction of where the truck was located.

02:17- Outgoing call to 207-399-2558 (Tom Scott)  
-1.5 minute duration

-The call connected to a Cell Site located in Norridgewock and the antenna has an azimuth of 200 degrees which is oriented in the direction of the crime scene and where the truck was located.

02:19 – Incoming call from 207-933-8191 (Tom Scott's Grandmothers Residence)  
-Forwarded

-The call connected to a Cell Site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.

02:20- Incoming call from 207-933-8191 (Tom Scott's Grandmothers Residence)  
- 6.3 minute duration

-The call connected to a Cell Site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.

02:22- Incoming call from 207-431-8075 (Randy Willard)  
-Forwarded

-The call connected to a Cell Site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.

02:25- Incoming call from 207-431-8075 (Randy Willard)  
-Forwarded

-The call connected to a Cell Site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.

02:28- Incoming call from 207-431-8075 (Randy Willard) – Most likely in the possession of John Williams at this time.  
-Duration of 2.5 minutes

-The call connected to a Cell Site located in Oakland and the antenna has an azimuth of 0 degrees which is oriented in the direction of the Martin Stream Road.

30. Your affiant has probable cause to believe that if a search warrant is issued to seize this above-mentioned cellular records there would be evidence of Chapter 9 crime(s) contained therein. Based on your affiant's training and experience, it is common for individuals involved in criminal activity to delete information (call information and text messages) from their actual devices. This information however cannot be deleted off of the cellular provider's/ carrier's network. Examination of this cellular data may yield specific contact information/ contraband associated with the crime, and content, more specifically, text messages and incoming and outgoing calls associated with the homicide investigation of Somerset County Sheriff Cpl. EUGENE COLE.

31. Assistant Attorney General Leane ZAINEA has reviewed and approved this search warrant.

**INFORMATION TO BE SEARCHED AND THINGS TO BE SEIZED**

I anticipate executing this warrant under the Electronic Communications Privacy Act, in particular 18 U.S.C. §2703(a), §2703(b)(1)(A) and §2703(c)(1)(A), along with M.R.S.A Title 16 §643 & §648, by using the warrant to require **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** to disclose to the government copies of the records and other information (including the content of communications) particularly described in Section I of Attachment A. Upon receipt of the information described in Section I of Attachment A, government-authorized persons will review that information to locate the items described in Section II of Attachment A.

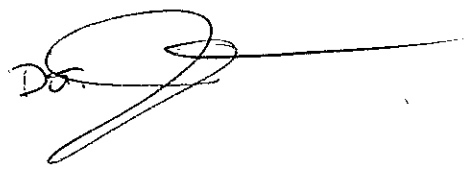
## CONCLUSION

Based on the forgoing, I request that the Court issue the proposed search warrant.

Your affiant further requests that the Court waive the notification requirement in accordance with M.R.S.A Title 16 §643(2) and M.R.S.A. Title 16 §649(2) and direct **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** not to notify any other person, including the subscribers or customers of the account(s) listed in Part I of Attachment A, of the existence of the warrant until further order of the Court. In this case, such an order is appropriate because the requested search warrant relates to an ongoing criminal investigation that is neither public nor known to all of the targets of the investigation, and its disclosure may alert the targets to the ongoing investigation. Accordingly, there is reason to believe that notification of the existence of the requested search warrant will seriously jeopardize the investigation, including by giving targets an opportunity to flee or continue flight from prosecution, destroy or tamper with evidence, change patterns of behavior, or notify confederates.

This Court has jurisdiction to issue the requested warrant because it is “a court of competent jurisdiction” as defined by 18 U.S.C. §2711. 18 U.S.C. §2703(a), (b)(1)(A) & (c)(1)(A) and M.R.S.A Title 15 §55 and §56. Specifically, the Portland Court, Maine is a court of general criminal jurisdiction of Maine authorized by the law of Maine to issue search warrants.

Pursuant to 18 U.S.C. §2703(g), the presence of a law enforcement officer is not required for the service or execution of this warrant.

Affiant, 

Det. Jason Andrews  
Maine State Police

Subscribed and sworn to before me on 5/22/18 @ 12:30 PM

  
JUDGE



## **ATTACHMENT A**

### **Property to Be Searched**

This warrant applies to information associated with cell phone numbers **207-858-5881, 304-445-8670, 207-314-7241, 207-431-8075, 207-341-3882** that are stored at premises owned, maintained, controlled, or operated by **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, a wireless provider headquartered at **180 Washington Valley Road Bedminster, NJ**.

### **Particular Things to be Seized**

#### **I. Information to be disclosed by CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**

To the extent that the information described in Attachment A is within the possession, custody, or control of **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS**, including any messages, records, files, logs, or information that have been deleted but are still available to **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** or have been preserved pursuant to a request made under 18 U.S.C. §2703(f), **CELLCO PARTNERSHIP, DBA VERIZON WIRELESS** is required to disclose the following information to the government for each account or identifier listed in Attachment A:

- a. All voice mail, text, and multimedia messages, including message content, stored and presently contained in, or on behalf of the account or identifier between 02/01/2018 and 4/28/2018;

- b. All existing printouts from original storage of all of the text messages described above between 02/01/2018 and 4/28/2018;
- c. All transactional information of all activity of the telephones and/or voicemail accounts described above, including log files, messaging logs, local and long distance telephone connection records, records of session times and durations, dates and times of connecting, methods of connecting, telephone numbers associated with outgoing and incoming calls, IP addresses used or connected to, cell towers used, and/or locations used between 02/01/2018 and 4/28/2018.
- d. All text messaging logs, including date and time of messages, and identification numbers associated with the handsets sending and receiving the message between 02/01/2018 and 4/28/2018;
- e. All business records and subscriber information, in any form kept, pertaining to the individual accounts and/or identifiers described above, including subscribers' full names, addresses, shipping addresses, date account was opened, length of service, the types of service utilized, ESN (Electronic Serial Number) or other unique identifier for the wireless device associated with the account, Social Security number, date of birth, telephone numbers, and other identifiers associated with the account between 02/01/2018 and 4/28/2018;
- f. Incoming and outgoing telephone numbers, between 02/01/2018 and 4/28/2018.
- g. All data about which "cell towers" (i.e., antenna towers covering specific geographic areas) and "sectors" (i.e., faces of the towers), including RTT and 4G LTE

reports , received a radio signal from each cellular telephone or device assigned to the account between 02/01/2018 and 4/28/2018.

## **II. Information to be seized by the government**

All information described above in Section I that constitute fruits, evidence and instrumentalities of violations of Maine Criminal Code Title 17-A 201.1.A.

- a. Evidence of call or text messages between 02/01/2018 and 4/28/2018 leading to the identity of the caller utilizing a cell phone.
- b. Records relating to who created, used, or communicated with the account or identifier, including records about their identities and whereabouts between 02/01/2018 and 4/28/2018. Also, specific access codes and IP addresses used by this phone between 02/01/2018 and 4/28/2018.

STATE OF MAINE

DISTRICT COURT CUMBERLAND  
DOCKET NO. \_\_\_\_\_

INVENTORY  
[M.R.Crim. P. 41(d)]

REC'D CUMB CLERKS OFC  
MAY 31 '18 PM 1:00

On May 25th, 2018, I seized the following material(s) pursuant to the search  
warrant issued by Justice Arthur Brennan and dated May 22<sup>nd</sup>, 2018.

Call Detail Record (CDR), subscriber information, text message content, and cell tower  
locations from Celco Partnership/ DBA Verizon Wireless for subscribers of 207-858-  
5881, 304-445-8670, 207-314-7241, 207-431-8075, 207-341-3882.

- ☐ Attached are additional sheet(s) of paper listing material(s) seized. They are incorporated as part of the inventory.
- ☐ This inventory made in the presence of the person from whose possession or premises the property was taken, to wit:
- ☐ This inventory made in the presence of the following credible person(s):

Det. [Signature]  
Officer Taking Property

VERIFICATION

On the above date I seized the property set forth in this Inventory pursuant to the above-described search warrant.

Date: May 31<sup>st</sup>, 2018

Det. [Signature]  
Officer Taking Property

Personally appeared the above named Det. Jason Andrews and made oath to the truth of the foregoing inventory.

Date: May 31<sup>st</sup>, 2018

James M. Paul, Jr.  
Assoc. Clerk/Notary Public

JANET T. MILLS  
ATTORNEY GENERAL



TEL: (207) 626-8800  
TTY USERS CALL MAINE RELAY 711

STATE OF MAINE  
OFFICE OF THE ATTORNEY GENERAL  
6 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0006

REGIONAL OFFICES  
84 HARLOW ST. 2ND FLOOR  
BANGOR, MAINE 04401  
TEL: (207) 941-3070  
FAX: (207) 941-3075

415 CONGRESS ST., STE. 301  
PORTLAND, MAINE 04101  
TEL: (207) 822-0260  
FAX: (207) 822-0259

14 ACCESS HIGHWAY, STE. 1  
CARIBOU, MAINE 04736  
TEL: (207) 496-3792  
FAX: (207) 496-3291

May 22, 2018

Julie Howard, Clerk  
Cumberland County Superior Court  
205 Newbury Street, 2nd Floor  
Portland, ME 04101

**HAND-DELIVERED  
ON MAY 22, 2018**

*Re: State of Maine v. John Williams  
Docket Number: CR-18-2275*

Dear Julie:

I have enclosed the State's Motion to Impound. Please present this motion to Justice Mullen at your earliest convenience.

Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to be "Leane Zainea".

Leane Zainea  
Assistant Attorney General  
Criminal Division

LZ/sbs  
Enclosure

cc: Verne Paradie, Esq.  
Patrick Nickerson, Esq.

REC'D CLERK CLERK  
MAY 24 18 4:30:00

STATE OF MAINE  
CUMBERLAND, ss.

UNIFIED CRIMINAL DOCKET  
DOCKET NO. CR-

STATE OF MAINE	)	
	)	
v.	)	MOTION TO IMPOUND
	)	
JOHN WILLIAMS	)	

NOW COMES the State of Maine, by and through its attorney, Leane Zainea, Assistant Attorney General and respectfully requests this Honorable Court to order the impoundment of this motion and proposed Order, the affidavit and search warrant dated May 3, 2018 for the following reasons:

1. The defendant in this matter is charged with the intentional or knowing murder of Deputy Eugene Cole on or about April 25, 2018 in Somerset County.
2. The investigation and apprehension of the defendant involved statewide media coverage. Because of the extensive media coverage and potential conflicts in Somerset County, the case was moved to Cumberland County.
3. Previous arrest and search warrants and affidavits have been released to the public. The affidavits that have been previously released to the public did not contain any statements made to law enforcement officers following the defendant's arrest. The search warrants and affidavits dated May 22, 2018 contains statements made by the defendant to detectives of the Maine State Police following his arrest regarding his involvement in the homicide of Deputy Cole.

REC'D CLERK  
MAY 24 11 23 AM '18

4. Disclosure of this motion and the affidavits and search warrants dated May 22, 2018 would interfere with the defendant's trial rights and the parties' ability to select a jury.

WHEREFORE, the State of Maine respectfully requests that this Honorable Court impound the State's Motion to Impound, proposed Order, and affidavit in the above captioned case.

Dated: May 22, 2018

Respectfully submitted,



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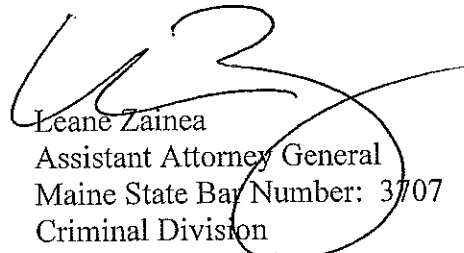
Leane Zainea  
Assistant Attorney General  
Criminal Division  
Bar No. 3707

CERTIFICATE OF SERVICE

I, Leane Zainea, Assistant Attorney General for the State of Maine Office of the Attorney General, Criminal Division, do hereby certify that I have served a copy of the State's Motion to Impound by mailing to:

Verne Paradie, Esq.  
Patrick Nickerson, Esq.  
Paradie, Sherman, Walker & Worden  
217 Main Street, Suite 400  
Lewiston, ME 04240

Dated: May 22, 2018



Leane Zainea  
Assistant Attorney General  
Maine State Bar Number: 3707  
Criminal Division  
6 State House Station  
Augusta, ME 04333-0006



STATE OF MAINE  
CUMBERLAND, ss.

UNIFIED CRIMINAL DOCKET  
DOCKET NO. CR-

STATE OF MAINE	)	
	)	ORDER
v.	)	
	)	
JOHN WILLIAMS	)	

The State of Maine's Motion to Impound is hereby granted. The Clerk shall impound the State's Motion to Impound and the affidavits and search warrants dated May 22, 2018 until further order of the Court.

Dated: 5-22-18

  
\_\_\_\_\_  
JUSTICE, SUPERIOR COURT